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August 19, 2020

**VIA ECF AND ELECTRONIC MAIL**

Honorable Stuart M. Bernstein  
United States Bankruptcy Court  
Southern District of New York  
One Bowling Green  
New York, New York 10004-1408

*Re: Securities Investor Protection Corporation v. Bernard L. Madoff Investment Securities LLC, Case No. 08-01789 (SMB)*

Dear Judge Bernstein,

We are counsel to Irving H. Picard, as the trustee (the “Trustee”) for the substantively consolidated SIPA liquidation of Bernard L. Madoff Investment Securities LLC and the chapter 7 estate of Bernard L. Madoff. We write in response to Dr. Melton’s August 18, 2020, email to Chambers regarding notice of the Trustee’s *Motion for Entry of an Order (I) Establishing Omnibus Procedures for the Adjudication of Objections to the Trustee’s Claims Determinations that Appear to Raise Factual Issues; and (II) Authorizing the Trustee to File Substantive Motions to Affirm his Claims Determinations and Overrule Such Objections on an Omnibus Basis* (the “Motion”) (ECF No. 19622) and related certificate of no objection (ECF No. 19698).

The Motion is intended to establish a process for resolving approximately 120 objections that have not already been decided by the Court (each, a “Remaining Objection”). Dr. Melton is not among the claimants who filed a Remaining Objection at issue in the Motion. In fact, all the claims and objections filed by Dr. Melton and his family members have previously been decided by the Court. Specifically, the Court entered orders disallowing the claims and overruling the objections of the Ernest Melton (IRA),<sup>1</sup> the Melton Family LLC<sup>2</sup> and the Diana Melton Trust,

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<sup>1</sup> *Order Granting Trustee’s Fifth Omnibus Motion to Disallow Claims and Overrule Objections of Claimants Who Have No Net Equity* (ECF No. 12326).

<sup>2</sup> *Order Granting Trustee’s Seventh Omnibus Motion to Disallow Claims and Overrule Objections of Claimants Who Have No Net Equity* (ECF No. 12518).

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Dated 12/5/05.<sup>3</sup> On two separate occasions, the Court issued written opinions adhering to its prior rulings.<sup>4</sup> Dr. Melton did not appeal your Honor's prior orders or rulings. Therefore, they are final.

Because the claims and objections of Dr. Melton and his family members have been fully and finally resolved, the Trustee had no reason to provide Dr. Melton with notice of the Motion, the certificate of no objection, or any other claims-related proceedings.

Respectfully submitted,

*/s/ Jason I. Blanchard*

Jason I. Blanchard

cc: Alan R. Melton, MD (alanrmelton@gmail.com)

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<sup>3</sup> *Order Granting Trustee's Thirtieth Omnibus Motion to Disallow Claims and Overrule Objections of Claimants Who Have No Net Equity* (ECF No. 18708).

<sup>4</sup> *Memorandum Decision and Order Granting Motion of Diana Melton Trust for Reconsideration of the Disallowance of its Customer Claim and Adhering to the Court's Previous Decision and Order* (ECF No. 18902); *Memorandum Decision and Order Denying the Letter Motion of Alan Melton Et Al Tenants in Common to File a Late Customer Claim* (ECF No. 19565).